

1 **LEWIS BRISBOIS BISGAARD & SMITH LLP**

DAVID N. MAKOUS, SB# 082409

2 E-Mail: makous@lbbslaw.com

DANIEL C. DECARLO, SB# 160307

3 E-Mail: decarlo@lbbslaw.com

MINA I. HAMILTON, SB# 213917

4 E-Mail: hamilton@lbbslaw.com

221 North Figueroa Street, Suite 1200

5 Los Angeles, California 90012

Telephone: 213.250.1800

6 Facsimile: 213.250.7900

7 *Attorneys for Plaintiffs*

TRAFFICSCHOOL.COM, INC. and

8 DRIVERS ED DIRECT, LLC

9 **UNITED STATES DISTRICT COURT**

10 **CENTRAL DISTRICT OF CALIFORNIA**

11
12 TRAFFICSCHOOL.COM, INC., a
13 California corporation; DRIVERS ED
14 DIRECT, LLC, a California limited
liability company,

15 Plaintiffs,

16 vs.

17 EDRIVER, INC., ONLINE GURU,
18 INC., FIND MY SPECIALIST, INC.,
and SERIOUSNET, INC., California
19 corporations; RAVI K. LAHOTI, RAJ
LAHOTI, individuals,

20 Defendants.

CASE NO. CV 06-7561 PA (CWx)
The Hon. Percy Anderson

**PLAINTIFFS' EVIDENTIARY
OBJECTIONS AND MOTION TO
STRIKE SUPPLEMENTAL
DECLARATION OF ANDREW
SERWIN IN SUPPORT OF
DEFENDANTS' OPPOSITION**

Date: December 5, 2011

Time: 1:30 p.m.

Crtrm.: 15

Complaint Filed: November 28, 2006

21
22
23
24
25 Plaintiffs TRAFFICSCHOOL.COM, INC. and DRIVERS ED DIRECT, LLC
26 hereby object to and move to strike the Supplemental Declaration of Mr. Andrew
27 Serwin as set forth below.
28

1 Defendants have submitted a Supplemental Declaration of Mr. Serwin in
 2 which he states, "I take issue with the statements of Ms. Hamilton and Ms. Brosas
 3 summarizing what I allegedly said during the meet and confer process. Defendants
 4 position is clearly laid out in the written documents timely submitted to Plaintiffs'
 5 counsel as required by the Court's August 24, 2011 order and are on file with this
 6 Court, including Doc. No. 317." [Paragraph 4.]

7 Objection: Irrelevant as phrased. Lacks foundation. Improper
 8 characterization of what was submitted to Plaintiffs pursuant to the Court's August
 9 24, 2011 order. FRE 401-403, 602, 701-703. As the Court's November 11, 2011
 10 Order makes clear, Defendants did not properly submit to Plaintiffs' counsel what
 11 was required by the Court's August 24, 2011 order. Moreover, without any
 12 specifics as to what Mr. Serwin "take[s] issue with", Plaintiffs cannot properly
 13 reply.

14 Sustain: _____

Overrule: _____

15
 16 DATED: November 21, 2011

LEWIS BRISBOIS BISGAARD & SMITH LLP

17
 18
 19 By: /s/ Mina I. Hamilton

Mina I. Hamilton

Attorneys for Plaintiffs

TRAFFICSCHOOL.COM, INC. and

DRIVERS ED DIRECT, LLC